

FORM SUMMARY

Name of Form: Writ of Restitution (Eviction)

Form Number: SC-512

Statutory Reference: §§799.44 and 799.45, Wisconsin Statutes

Purpose of Form: To direct the sheriff to remove the defendant from the property, and if applicable, direct the sheriff to remove or supervise the removal of the defendant's property from the property in question, with the assistance of the plaintiff or the plaintiff's agent.

Who Completes It: Depending on county policy, this is completed either by the parties or by the clerk of court. The clerk of court can generate this from the CCAP system; see comments below.

Distribution of Form: Original is signed and sealed by the clerk to be delivered to the Sheriff. The clerk may retain copies in the court file. When the original is returned to the clerk by the sheriff, the original is then filed.

Accompanying Forms: Generally none, unless the property description is too long and has to be on an attached sheet.

New Form/Modification: Modification; last update 05/00.

Modifications: Added lines in caption section.

Comments: Several counties have provided these forms on a regular basis in the past. They have requested it also be available on CCAP. RMC has no concern with providing blank forms that are expected to be completed by the parties. However, RMC has reservations about providing these forms with information generated from CCAP. RMC's concerns are that completing these forms may be construed as the practice of law, and errors may create potential liability.

RMC recommends that each county give careful consideration to its policy on how to use this form.

About this form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.